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JOSEPH VIGNEAULT
7

8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 JOSEPH VIGNEAULT,

15 Defendant.
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Case No. 1:23-cr-00194-NODJ-BAM

**STIPULATION TO VACATE STATUS
CONFERENCE AND SET FOR CHANGE-
OF-PLEA HEARING; ORDER**

Date: February 12, 2024
Time: 8:30 a.m.

17 IT IS HEREBY STIPULATED by and between the parties through their respective
18 counsel, Assistant United States Attorney Karen Escobar, counsel for plaintiff, and Assistant
19 Federal Defender Erin Snider, counsel for Joseph Vigneault, that the Court may vacate the status
20 conference currently scheduled for March 13, 2024, at 1:00 p.m. and set a change-of-plea
21 hearing on February 12, 2024, at 8:30 a.m.

22 The parties agree and request that the Court make the following findings:

- 23 1. By previous order, this matter was set for a status conference on March 13, 2024
24 at 1:00 p.m.
- 25 2. The parties have reached a resolution and anticipate filing a plea agreement
26 shortly.
- 27 3. The parties therefore request that the Court vacate the March 13, 2024 status
28 conference and set a change-of-plea hearing on February 12, 2024, at 8:30 a.m.

4. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, *et seq.*, within which trial must commence, the parties agree that the time period of March 13, 2024, to February 12, 2024, inclusive, is excludable pursuant to 18 U.S. C. § 3161(h)(1)(G) and (h)(7)(B)(iv). Specifically, the parties agree that the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act because the continuance ensures continuity of counsel and the delay results from defense counsel's continued review of discovery and case assessment, defense counsel's need to review the plea agreement with her client, and the court's consideration of the plea agreement.

IT IS SO STIPULATED.

Respectfully submitted,

PHILLIP A. TALBERT
United States Attorney

Date: January 31, 2024

/s/ Karen Escobar
KAREN ESCOBAR
Assistant United States Attorney
Attorney for Plaintiff

HEATHER E. WILLIAMS
Federal Defender

Date: January 31, 2024

/s/ Erin Snider
ERIN SNIDER
Assistant Federal Defender
Attorney for Defendant
JOSEPH VIGNEAULT

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ORDER

IT IS SO ORDERED. The status currently scheduled for March 13, 2024, at 1:00 p.m. is vacated as to Mr. Vigneault **only**. A change-of-plea hearing is hereby set for **February 12, 2024, at 8:30 a.m. in Courtroom 5 before the District Court Judge**. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, *et seq.*, within which trial must commence, the time period of March 13, 2024, to February 12, 2024, inclusive, is excludable pursuant to 18 U.S.C. § 3161(h)(1)(G) and (h)(7)(B)(iv).

IT IS SO ORDERED.

Dated: **January 31, 2024**

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE